

Date: 10/11/19 Judge: Brinkema
Time: 11:14am - 11:27am

Reporter: A. Thomson
Interpreter: _____
Language: _____
Probation Email: _____
Jury Email: _____
Pretrial ofc Pet present

UNITED STATES OF AMERICA

v.

HENRY KYLE FRESE
Defendant's Name

1:19cr304
Case Number

Erika Berman/G. Scott Hulsey
Counsel for Defendant:

Danya Atiyeh/Jennifer Gellie
Counsel for Government

Matter called for:

☒ Arraignment ☐ Pre-Indictment Plea ☐ Change of Plea ☐ Motions
☐ Sentencing ☐ Revocation Hearing ☐ Docket Call ☐ Appeal (USMC)
☐ Other _____

Deft appeared: ☒ in person ☐ failed to appear ☒ with Counsel ☐ without Counsel ☐ through Counsel

Filed in open court:

☐ Information ☐ Plea Agreement ☐ Statement of Facts ☐ Waiver of Indictment ☐ Discovery Order

Arraignment & Plea:

☒ WFA ☐ FA ☐ PG ☒ PNG **Trial by Jury:** ☒ Demanded ☐ Waived
☐ Days to file Motions with Argument on _____ at _____
☐ Deft entered Plea of Guilty as to Count(s) _____ of the _____
☐ Plea accepted, **Guilty Count(s)** _____
☐ Motion for Dismissal of Count(s) _____ by ☐ US ☐ Deft
☐ Order entered in open court ☐ Order to follow
☐ Deft directed to USPO for PSI--- ☐ Deft directed to cooperate with USPO for PSI
☒ Case continued to: 11/01/19 at 11:00am for:
☐ Jury Trial ☐ Bench Trial ☐ Sentencing ☒ Status

Rule 35:

☐ US Rule 35 motion for reduction of sentence: ☐ Granted ☐ Denied
Sentence of _____ Months heretofore imposed is REDUCED to a term of _____

Probation/Supervised Release Revocation Hearing:

Defendant ☐ Admits ☐ Denies violations of the conditions of probation/supervised release
Court: ☐ finds ☐ does not find the defendant in violation of the conditions
☐ Deft is committed to the custody of the BOP to serve a term of _____ months/days

Court finds case complex because of the nature of the charges; counsel need to be cleared

Deft to be released on PR bond with conditions & 3rd party custodian (sister), gps monitor at govt request, deft to pay costs for gps as able, shall surrender passport to pretrial officer, deft to check in with pretrial after he is released

Deft is: ☒ In Custody ☐ Summons Issued ☐ On Bond ☐ Warrant Issued ☐ 1st appearance

Bond Set at: \$ _____ ☐ Unsecured ☐ Surety ☐ Personal Recognizance
☐ Release Order Entered ☒ Deft Remanded ☐ Deft Released on Bond ☐ Deft Continued on Bond